

1 THE HONORABLE RICHARD A. JONES
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 ALASKA VILLAGE ELECTRIC
10 COOPERATIVE, INC., an Alaska
corporation,

11 Plaintiff,

12 v.

13 ZURICH AMERICAN INSURANCE
14 COMPANY, a New York corporation;
NATIONAL UNION FIRE INSURANCE
15 COMPANY OF PITTSBURGH, PA,
THROUGH CHARTIS GLOBAL MARINE,
16 a Pennsylvania corporation; NATIONAL
CASUALTY COMPANY, a Wisconsin
corporation; GREAT AMERICAN
17 INSURANCE COMPANY OF NEW YORK,
a New York corporation; and STARR
18 INDEMNITY & LIABILITY COMPANY, a
Texas corporation,

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20 Defendants.

21 I, Peter Wiswell, declare as follows:

22 1. I make this declaration of and from my own first-hand knowledge and based upon
23 a review of records assembled at my direction at Zurich North America.

24 2. I am the ocean marine claims manager for Zurich American Insurance Company.
I have been following this case with our outside counsel since it was first asserted in the
25 summer of 2011.

26 DECLARATION OF PETER WISWELL: Lead Case
No. 2:11-cv-01375 - 1

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SCHWABE, WILLIAMSON & WYATT, P.C.
Attorneys at Law
Pacwest Center
1211 SW 5th Ave., Suite 1900
Portland, OR 97204
Telephone: 503.222.9981

3. Based on my review of the records, Zurich has retained Bauer Moynihan & Johnson to act as defense counsel on four separate third-party liability matters between 2008 and 2013, and over that period, Zurich has paid Bauer Moynihan & Johnson just over \$66,000 in fees for these retentions.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing declaration is true and correct.

Dated this 17 day of July, 2014.

Peter Wiswell

DECLARATION OF PETER WISWELL: Lead Case
No. 2:11-cv-01375 - 2

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Attorneys at Law
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1211 SW 5th Ave., Suite 1900
Portland, OR 97204
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on the 17th day of July, 2014, I caused to be served the foregoing
3 DECLARATION OF PETER WISWELL on the following parties via United States District
4 Court – Western District of Washington's Electronic Case Filing System ("ECF") at the
5 following addresses:

- 6 • **Claire L. Rootjes**
7 crootjes@schwabe.com,mawilliams@schwabe.com,centraldocket@schwabe.com
8 • **Evan T Caffrey**
9 ecaffrey@hallmaineslugrin.com
10 • **Andrew R Chisholm**
11 achisholm@mpba.com,eservice@mpba.com
12 • **Christopher Ogilvie Davis**
13 codavis@bakerdonelson.com
14 • **David Ryan Ebel**
15 debel@schwabe.com,btaylor@schwabe.com,docket@schwabe.com
16 • **Michael E Gossler**
17 mgossler@mpba.com,eservice@mpba.com
18 • **Daniel F Knox**
19 dknox@schwabe.com,emclean@schwabe.com,docket@schwabe.com
20 • **Bert W. Markovich**
21 bmarkovich@schwabe.com,rsherwood@schwabe.com,centraldocket@schwabe.com
22 • **Jonathan Robert Moore**
23 jmoore@mpba.com,eservice@mpba.com

14 SCHWABE, WILLIAMSON & WYATT, P.C.

15 By: /s/ Claire L. Rootjes
16 Bert W. Markovich, OSB #841211
17 Daniel F. Knox, *Admitted Pro Hac Vice*
18 David R. Ebel, WSBA #28853
19 Claire L. Rootjes, WSBA #42178
20 Attorneys for Defendants
21 Zurich American Insurance Company,
22 National Union Fire Insurance Company
23 of Pittsburgh, PA, through Chartis
24 Global Marine, National Casualty
25 Company, Great American Insurance
26 Company of New York, and Starr
 Indemnity & Liability Company

CERTIFICATE OF SERVICE - 1

CASE NO. 2:11-cv-01375-RAJ AND CASE NO. 2:11-cv-01819-RAJ

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SCHWABE, WILLIAMSON & WYATT, P.C.
Attorneys at Law
U.S. Bank Centre
1420 5th Avenue, Suite 3400
Seattle, WA 98101-4010
Telephone 206.622.1711 Fax 206.292.0460